

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wilfred LUBISCH, et al.

Examiner: Laura Lynne STOCKTON

Serial No.: 09/830,992

Group Art Unit No.: 1626

Filing Date: May 3, 2001

Confirmation No. : 7169

For:

SUBSTITUTED 2-PHENYLBENZIMIDAZOLES, THE PRODUCTION THEREOF AND  
THEIR USE

**SUBMISSION TO ACCOMPANY A REQUEST FOR CONTINUED  
EXAMINATION UNDER 35 USC 132(b) AND 37 CFR 1.114**

Commissioner for Patents  
Mail Stop 1450  
Washington, D.C. 20231

Dear Sir:

Applicants filed a response to the Final Office Action of April 1, 2008 on August 5, 2008 along with a proper petition for an extension of time. A Notice of Appeal was filed and paid on the same date. The Office in a communication dated August 21, 2008, the Office did not enter Applicant's amendments.

Applicants herewith file this submission along with a Request for Continued Examination under 35 USC 132(b) and 37 CFR 1.114. If any additional fees are required as a result of the filing of this paper in connection with this application, the Commissioner is also authorized to charge our deposit account 04-2223, including any necessary, additional extensions of time fees.